

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 18-5093

September Term, 2018

1:17-cv-02122-TSC

Filed On: August 6, 2019 [1800849]

J.D., on behalf of herself and others
similarly situated, et al.,

Appellees

v.

Alex Michael Azar, II, Secretary, Health and
Human Services, et al.,

Appellants

M A N D A T E

In accordance with the judgment of June 14, 2019, and pursuant to Federal Rule of Appellate Procedure 41, this constitutes the formal mandate of this court.

FOR THE COURT:
Mark J. Langer, Clerk

BY: /s/
Ken R. Meadows
Deputy Clerk

[Link to the judgment filed June 14, 2019](#)

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FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 18-5093

September Term, 2018

FILED ON: JUNE 14, 2019

J.D., ON BEHALF OF HERSELF AND OTHERS SIMILARLY SITUATED, ET AL.,
APPELLEES

v.

ALEX MICHAEL AZAR, II, SECRETARY, HEALTH AND HUMAN SERVICES, ET AL.,
APPELLANTS

Appeal from the United States District Court
for the District of Columbia
(No. 1:17-cv-02122)

Before: SRINIVASAN and WILKINS, *Circuit Judges*, and SILBERMAN, *Senior Circuit Judge*

J U D G M E N T

This cause came on to be heard on the record on appeal from the United States District Court for the District of Columbia and was argued by counsel. On consideration thereof, it is

ORDERED and **ADJUDGED** that the judgment of the District Court appealed from in this cause is hereby affirmed in part, vacated in part, and the case is remanded for further explanation, in accordance with the opinion of the court filed herein this date.

Per Curiam

FOR THE COURT:
Mark J. Langer, Clerk

BY: /s/

Ken Meadows
Deputy Clerk

Date: June 14, 2019

Opinion for the court filed Per Curiam.
Dissenting opinion filed by Senior Circuit Judge Silberman.